

Amendment Proposed by Administration
03-16-09 Commission Meeting

ITEM # _____ PREPARED BY: Jake Haley
APPROVED BY: Carter Gray
County Attorney

ORDINANCE NO. _____

**AN ODINANCE BY THE SHELBY COUNTY BOARD OF COMMISSIONERS
TO AMEND CHAPTER 22, ART. II OF THE SHELBY COUNTY CODE OF
ORDINANCES SO AS TO AMEND THE SHELBY COUNTY FIRE CODE.
SPONSORED BY COMMISSIONER SIDNEY CHISM.**

WHEREAS, By adoption of Ordinance No. 251 on September 10, 2001, the Shelby County Board of Commissioners approved adoption of the Standard Fire Prevention Code, 1999 Edition, with certain local amendments thereto, now collectively known as the Shelby County Fire Prevention Code as codified in Chapter 22, Art. II of the Shelby County Code of Ordinances; and

WHEREAS, It has been determined that it is necessary and prudent to make certain changes in that Code by way of amendments attached hereto and incorporated herein by reference, as if set out in their entirety; and

WHEREAS, The Shelby County Board of Commissioners has previously approved adoption of the 2003 International Code Council Editions of the Building, Mechanical Plumbing, Existing Building, Fuel Gas and Electrical Codes and wishes to insure that the Shelby County Fire Prevention Code is compatible to the maximum extent practical with these other Technical Codes as locally amended and adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, THAT Chapter 22, Art. II of the Shelby County Code of Ordinances be and is hereby amended in accordance with the following:

Section 1. The Shelby County Fire Prevention Code is hereby amended by adopting the *2003 Edition of the International Code Council (ICC) Fire Code* including:

- Appendix B- Fire Flow Requirements for Buildings
- Appendix C - Fire Hydrant Locations and Distribution
- Appendix D - Fire Apparatus Access Road
- Appendix E - Hazard Categories
- Appendix F - Hazard Ranking
- Appendix G - Cryogenic Fluids –Weight And Volume Equivalents

in substitution for, and instead of, the Standard Fire Prevention Code, 1999 Edition and local amendments thereto, as heretofore adopted by the Board of Commissioners of Shelby County on September 10, 2001; and § 22-26 of the Shelby County Code of Ordinances shall be amended to reflect same.

Section 2. BE IT FURTHER ORDAINED, That the Shelby County Fire Prevention Code is further amended by adoption of the local amendments, attached hereto and incorporated herein by reference; and § 22-27 of the Shelby County Code of Ordinances shall be amended to reflect same.

Section 3. BE IT FURTHER ORDAINED, That the *2003 ICC Fire Code* and the local amendments adopted herein are hereby incorporated into the Shelby County Fire Prevention Code by reference as if set out therein in their entirety, including the appendix sections adopted herein from the 2003 International Fire Code; and a new section shall be added to Chapter 22, Art. II of the Shelby County Code of Ordinances to reflect same.

Section 4. BE IT FURTHER ORDAINED, That this Ordinance shall take effect

in the unincorporated areas of Shelby County on May 1, 2009 by virtue of the passage thereof by the Board of Commissioners of Shelby County and a new section shall be added to Chapter 22, Art. II of the Shelby County Code of Ordinances to reflect same.

Chairman of County Commission

A C Wharton, Jr., County Mayor

Date_____

ATTEST

Clerk of County Commission

First Reading: _____

Second Reading: _____

Third Reading: _____

SUMMARY SHEET

I. Description of Item

This item adopts by reference the 2003 Edition of the ICC Fire Code. This updated Code is intended to insure better coordination between the Shelby County Fire Prevention Code and the other Technical Codes that also recently were adopted and are based on the 2003 editions of their respective ICC versions.

II. Source and Amount of Funding

Not Applicable

III. Contract Items

Not Applicable

IV. Additional Information Relevant to Approval of this Item

I. Description of Item

There are numerous technical changes, but the following should be noted:

1. There are no increases in the fees charged for services related to the inspection of plans and the issuance of permit by the Shelby County Fire Department in these amendments.
2. The City of Memphis Fire Department recently adopted the 2003 Edition of the ICC Fire Code and most of the technical local amendments found in the City Fire Code have been included in the County Fire Code for better consistency and uniformity of interpretation.
3. The administrative provisions designate the Shelby County Joint Board of Appeals as the Board to hear any appeals of the Decision of the Fire Marshal.

II. Source and Amount of Funding

No new funding is needed for this item.